

Senate Amendment 3124

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1 1 Amend Senate File 407 as follows:
1 2 #1. By striking everything after the enacting
1 3 clause and inserting the following:
1 4 1 5 UNIVERSAL NEWBORN AND INFANT HEARING SCREENING
1 6 Section 1. NEW SECTION. 135.131 UNIVERSAL
1 7 NEWBORN AND INFANT HEARING SCREENING.
1 8 1. For the purposes of this section, "birthing
1 9 hospital" means a private or public hospital licensed
1 10 pursuant to chapter 135B that has a licensed obstetric
1 11 unit or is licensed to provide obstetric services, or
1 12 a licensed birthing center associated with a hospital.
1 13 2. Beginning January 1, 2004, all infants born in
1 14 this state shall be screened for hearing loss in
1 15 accordance with this section. The person required to
1 16 perform the screening shall use at least one of the
1 17 following procedures:
1 18 a. Automated or diagnostic auditory brainstem
1 19 response (ABR).
1 20 b. Otoacoustic emissions (OAE).
1 21 c. Any other technology approved by the
1 22 department.
1 23 3. Beginning January 1, 2004, a birthing hospital
1 24 that is not a birthing center shall screen every
1 25 newborn delivered in the hospital for hearing loss
1 26 prior to discharge of the newborn from the birthing
1 27 hospital. A birthing hospital that transfers a
1 28 newborn for acute care prior to completion of the
1 29 hearing screening shall notify the receiving facility
1 30 of the status of the hearing screening. The receiving
1 31 facility shall be responsible for completion of the
1 32 newborn hearing screening. The birthing hospital or
1 33 other facility completing the hearing screening under
1 34 this subsection shall report the results of the
1 35 screening to the parent or guardian of the newborn and
1 36 to the department in a manner prescribed by rule of
1 37 the department.
1 38 4. Beginning January 1, 2004, a birthing hospital
1 39 that is a birthing center shall refer the newborn to a
1 40 licensed audiologist, physician, or hospital for
1 41 screening for hearing loss prior to discharge of the
1 42 newborn from the birthing center. The hearing
1 43 screening shall be completed within thirty days
1 44 following discharge of the newborn. The person
1 45 completing the hearing screening shall report the
1 46 results of the screening to the parent or guardian of
1 47 the newborn and to the department in a manner
1 48 prescribed by rule of the department.
1 49 5. Beginning January 1, 2004, if a newborn is
1 50 delivered in a location other than a birthing
2 1 hospital, the physician or other health care
2 2 professional who undertakes the pediatric care of the
2 3 newborn or infant shall ensure that the hearing
2 4 screening is performed within three months of the date
2 5 of the newborn's or infant's birth. The physician or
2 6 other health care professional shall report the
2 7 results of the hearing screening to the parent or
2 8 guardian of the newborn or infant and to the
2 9 department in a manner prescribed by rule of the
2 10 department.
2 11 6. A birthing hospital, physician, or other health
2 12 care provider required to report information under
2 13 this section shall report all of the following
2 14 information to the department relating to a newborn's
2 15 or infant's hearing screening, as applicable:
2 16 a. The name, address, and telephone number, if
2 17 available, of the mother of the newborn or infant.
2 18 b. The primary care provider at the birthing
2 19 hospital for the newborn or infant.
2 20 c. The results of the hearing screening.
2 21 d. Any rescreenings and the diagnostic
2 22 audiological assessment procedures used.
2 23 7. This section shall not apply if the parent
2 24 objects to the screening. If a parent objects to the
2 25 screening, the birthing hospital, physician, or other

2 26 health care professional required to report
2 27 information to the department under this section shall
2 28 obtain a written refusal from the parent, shall
2 29 document the refusal in the newborn's or infant's
2 30 medical record, and shall report the refusal to the
2 31 department in the manner prescribed by rule of the
2 32 department.
2 33 8. The department shall adopt rules to administer
2 34 this section including rules to provide for the
2 35 sharing of information among agencies and persons
2 36 involved with newborn and infant hearing screenings,
2 37 follow-up, and intervention services, that maintain
2 38 the confidentiality of the individuals involved.
2 39 9. A person who acts in good faith in complying
2 40 with this section shall not be civilly or criminally
2 41 liable for reporting the information required to be
2 42 reported by this section.
2 43 Sec. 2. NEW SECTION. 135B.18A UNIVERSAL NEWBORN
2 44 AND INFANT HEARING SCREENING.
2 45 Beginning January 1, 2004, a birthing hospital
2 46 shall comply with section 135.131 relating to
2 47 universal newborn and infant hearing screening.>
2 48 #2. Title page, line 1, by inserting after the
2 49 word the following: .
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3 2
3 3 NANCY BOETTGER
3 4 SF 407.201 80
3 5 pf/sh